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7 EDDIE EUSTICE, DTX028,
8 Plaintiff,
9 v.
10 ENRIQUE COLIN, et al.,
11 Defendant(s).

Case No. [24-cv-00165-CRB](#) (PR)

ORDER OF DISMISSAL

12 This civil action by a prisoner was filed on January 8, 2024. Three days later, January 11,
13 2024, the court notified plaintiff in writing that the action was deficient because plaintiff did not
14 pay the requisite \$405.00 filing fee or, instead, submit a signed and completed court-approved in
15 forma pauperis (IFP) application, including a completed certificate of funds in the prisoner's
16 account and a copy of the prisoner's trust account statement for the last six months. See 28 U.S.C.
17 § 1915(a)(2). Plaintiff was advised that failure to file the requested items within 28 days would
18 result in dismissal of the action.

19 More than 42 days have elapsed; however, plaintiff has not provided the court with the
20 requisite items or sought an extension of time to do so. The action accordingly is DISMISSED
21 without prejudice.

22 The clerk is instructed to close the file.

23 **IT IS SO ORDERED.**

24 Dated: February 23, 2024

25 
26 CHARLES R. BREYER
27 United States District Judge
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